

**CITY OF MAPLE HEIGHTS  
COUNCIL MEETING AGENDA**

**Maple Heights Senior Center**

**May 2, 2018**

- |     |                                  |   |
|-----|----------------------------------|---|
| 1.  | Caucus:                          | All members of Council  |
| 2.  | Call to Order:                   | Council President Ron Jackson   |
| 3.  | Invocation/Pledge of Allegiance: | Councilman Stafford L. Shenett, Sr.   |
| 4.  | Roll Call:                       | Council Clerk Leonette Cicirella  |
| 5.  | Special Presentation:            | Mayor Annette M. Blackwell  |
| 6.  | Addendum:                        |   |
| 7.  | Approval of Minutes:             | April 18, 2018 (Regular Meeting of Council)<br>October 4, 2017 (Regular Meeting of Council) |
| 8.  | Council Committee Reports:       |   |
| 9.  | Department Reports:              |   |
| 10. | Citizen's Comments:              | 3-minute limitation   |
| 11. | Legislation:                     |   |

**2018-28 AN ORDINANCE AMENDING SECTIONS 1486.02(i) AND 1486.03 OF THE CODIFIED ORDINANCES OF THE CITY OF MAPLE HEIGHTS CONCERNING RENEWAL OF RENTAL REGISTRATIONS AND TENANT RENTAL LICENSES, AND DECLARING AN EMERGENCY.**

**Reading 3 (Thomas)**

**2018-38 A RESOLUTION AUTHORIZING THE MAYOR AND SERVICE DIRECTOR TO ENTER INTO A PURCHASING PARTICIPATION AGREEMENT WITH THE OHIO DEPARTMENT OF TRANSPORTATION FOR THE PURCHASE OF SODIUM CHLORIDE (ROCK SALT) FOR THE 2018-2019 SEASON (WINTER CONTRACT 018-19), AND DECLARING AN EMERGENCY.**

**Reading 1 (Blackwell)**

**2018-39 A RESOLUTION AUTHORIZING THE MAYOR AND CITY ENGINEER TO PREPARE AND SUBMIT AN APPLICATION TO PARTICIPATE IN THE OHIO DEPARTMENT OF NATURAL RESOURCES (ODNR) NATUREWORKS GRANT PROGRAM FOR IMPROVEMENTS TO THE LEE/LIBBY ROADS POCKET PARK AND DECLARING AN EMERGENCY.**

**Reading 1 (Blackwell)**

- |     |                                      |
|-----|--------------------------------------|
| 12. | Expenditures over \$1,000.00         |
| 13. | Mayor's Report                       |
| 14. | Council & Council President's Report |
| 15. | Adjournment                          |

**ORDINANCE NO. 2018-28**

**INTRODUCED BY:** Councilwoman Sharri Thomas

**MOTION FOR ADOPTION BY:**

**AN ORDINANCE AMENDING SECTIONS 1486.02(i) AND 1486.03 OF THE  
CODIFIED ORDINANCES OF THE CITY OF MAPLE HEIGHTS  
CONCERNING RENEWAL OF RENTAL REGISTRATIONS AND TENANT  
RENTAL LICENSES, AND DECLARING AN EMERGENCY.**

**WHEREAS**, the Housing Committee of Council has recommended to Council that Sections 1486.02(i) and 1486.03 of the City's Codified Ordinances concerning renewal of rental registrations and tenant rental licenses be amended to provide that renewals and payment of fees be annual instead of upon a change in tenant or ownership of the property.

**NOW, THEREFORE, BE IT ORDAINED** by the Council of the City of Maple Heights, County of Cuyahoga, and State of Ohio that:

**Section 1.** Section 1486.02(i) of the City's Codified Ordinances is hereby amended to read as follows:

*(i) A rental registration and a tenant rental license are not assignable or transferable. If there is a change in ownership and/or transfer of title of the rental unit during the calendar year then the new owner or agent in charge shall be required to fully comply with Section 1486.02, including the fee provisions, even if the previous owner or agent in charge of that property had already paid the fee for that calendar year.*

**Section 2.** Section 1486.03 of the City's Codified Ordinances is hereby amended to read as follows:

*The owner or agent in charge of the rental unit shall renew the rental registration or tenant rental license of the rental unit annually no later than April 30 of each calendar year. At the time of renewal, the owner or agent in charge shall be required to once again fully comply with Section 1486.02.*

**Section 3.** The Clerk of Council is hereby authorized and directed to forward a certified copy of this Ordinance to the publisher of the Codified Ordinances of the City for immediate inclusion of amended Sections 1486.02(i) and 1486.03 in the current print and electronic editions of the City's Codified Ordinances.

**Section 4.** It is found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance were adopted in an open meeting on the date indicated below, and that all deliberations of this Council and of any of its Committees that resulted in such formal action, were in meetings open to the public in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

**Section 5.** This Ordinance constitutes an emergency measure necessary for the public peace, safety and general welfare of the City and for the further reason that the notice provision must be amended prior to the April 30 annual deadline for paying fees, and provided it receives the affirmative vote of two-thirds (2/3) of the members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor, otherwise it shall take effect and be in force from and after the earliest period allowed by law.

PASSED: \_\_\_\_\_, 2018

\_\_\_\_\_  
Ron Jackson, Council President

Approved as to legal form:

\_\_\_\_\_  
Annette M. Blackwell, Mayor

\_\_\_\_\_  
Frank Consolo, Director of Law

ATTEST: \_\_\_\_\_  
Leonette F. Cicirella, Clerk of Council

I, Leonette F. Cicirella, Clerk of Council of the City of Maple Heights, County of Cuyahoga, State of Ohio, do hereby certify the above to be a true and exact copy of the original as contained in the records of my office and that the same has been and will remain duly posted as required by law.

Date: \_\_\_\_\_

\_\_\_\_\_  
Leonette F. Cicirella, Clerk of Council

**RESOLUTION NO. 2018-38**

**INTRODUCED BY:** Mayor Annette M. Blackwell

**MOTION FOR ADOPTION BY:**

**A RESOLUTION AUTHORIZING THE MAYOR AND SERVICE DIRECTOR TO ENTER INTO A PURCHASING PARTICIPATION AGREEMENT WITH THE OHIO DEPARTMENT OF TRANSPORTATION FOR THE PURCHASE OF SODIUM CHLORIDE (ROCK SALT) FOR THE 2018-2019 SEASON (WINTER CONTRACT 018-19), AND DECLARING AN EMERGENCY.**

**WHEREAS**, it is the responsibility of the City of Maple Heights to maintain and operate the roadways in the City for the safety of the community; and

**WHEREAS**, the Ohio Department of Transportation ("ODOT") invites all local governments and political subdivisions to partner with ODOT for the cooperative purchase of rock salt (Winter Contract #018-19) for the 2018-19 winter season; and

**WHEREAS**, as a member of the State Cooperative Purchasing Program, the City of Maple Heights is eligible to participate in the ODOT program and was a program participant in previous salt contracts presently in effect; and

**WHEREAS**, in order to participate in this program, the City of Maple Heights must complete and submit the purchasing participation agreement for the purchase of Sodium Chloride (rock salt), attached hereto as Exhibit A, by May 18, 2018.

**NOW, THEREFORE, BE IT RESOLVED** by the Council of the City of Maple Heights, County of Cuyahoga, State of Ohio, that:

**Section 1:** Council hereby authorizes the Mayor and Service Director to enter into the purchasing participation agreement, attached hereto as Exhibit A, with the Ohio Department of Transportation, for the purchase of sodium chloride (rock salt) for the 2018-2019 winter season.

**Section 2:** The City of Maple Heights is hereby bound by all terms and conditions as established by ODOT in the Winter Contract #018-19, attached hereto as Exhibit A. Furthermore, the City agrees to directly pay vendors, for items it receives pursuant to the aforementioned contract.

**Section 3.** It is found and determined that all formal actions of this Council concerning and relating to the adoption of this Resolution were adopted in an open meeting on the date indicated below, and that all deliberations of this Council and of any of its Committees that resulted in such formal action, were in meetings open to the public in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

**Section 4.** This Resolution constitutes an emergency measure necessary for the public peace, safety and general welfare of the City and for the further reason that it is necessary to meet the May 18, 2018 participation deadline, and provided it receives the affirmative vote of

two-thirds (2/3) of the members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor, otherwise it shall take effect and be in force from and after the earliest period allowed by law.

PASSED: \_\_\_\_\_, 2018

\_\_\_\_\_  
Ron Jackson, Council President

Approved as to legal form:

\_\_\_\_\_  
Annette M. Blackwell, Mayor

\_\_\_\_\_  
Frank Consolo, Director of Law

ATTEST: \_\_\_\_\_  
Leonette F. Cicirella, Clerk of Council

I, Leonette F. Cicirella, Clerk of Council of the City of Maple Heights, County of Cuyahoga, State of Ohio, do hereby certify the above to be a true and exact copy of the original as contained in the records of my office and that the same has been and will remain duly posted as required by law.

Date: \_\_\_\_\_

\_\_\_\_\_  
Leonette F. Cicirella, Clerk of Council



**RESOLUTION AUTHORIZING PARTICIPATION  
IN THE ODOT WINTER CONTRACT (018-19) FOR ROAD SALT**

**WHEREAS**, the City of Maple Heights (hereinafter referred to as the “Political Subdivision”) hereby submits this written agreement to participate in the Ohio Department of Transportation’s (ODOT) annual winter road salt bid (018-19) in accordance with Ohio Revised Code 5513.01(B) and hereby agrees to all of the following terms and conditions in its participation of the ODOT winter road salt contract:

- a. The Political Subdivision hereby agrees to be bound by all terms and conditions established by ODOT in the winter road salt contract and acknowledges that upon of award of the contract by the Director of ODOT it shall be bound by all such terms and conditions included in the contract; and
- b. The Political Subdivision hereby acknowledges that upon the Director of ODOT’s signing of the winter road salt contract, it shall effectively form a contract between the awarded salt supplier and the Political Subdivision; and
- c. The Political Subdivision agrees to be solely responsible for resolving all claims or disputes arising out of its participation in the ODOT winter road salt contract and agrees to hold the Department of Transportation harmless for any claims, actions, expenses, or other damages arising out of the Political Subdivision’s participation in the winter road salt contract; and
- d. The Political Subdivision hereby requests through this participation agreement a total of **(INSERT TOTAL NUMBER OF TONS REQUESTED)** tons of Sodium Chloride (Road Salt) of which the Political Subdivision agrees to purchase from its awarded salt supplier at the delivered bid price per ton awarded by the Director of ODOT; and
- e. The Political Subdivision hereby agrees to purchase a minimum of 90% of its above-requested salt quantities from its awarded salt supplier during the contract’s effective period of September 1, 2018 through April 30, 2019; and
- f. The Political Subdivision hereby agrees to place orders with and directly pay the awarded salt supplier on a net 30 basis for all road salt it receives pursuant to ODOT winter salt contract; and
- g. The Political Subdivision acknowledges that should it wish to rescind this participation agreement it will do so by written, emailed request by no later than Thursday, June 1, 2018. The written, emailed request to rescind this participation agreement must be received by the ODOT Office of Contract Sales, Purchasing Section email: [Contracts.Purchasing@dot.ohio.gov](mailto:Contracts.Purchasing@dot.ohio.gov) by the deadline. The Department, upon receipt, will respond that it has received the request and that it has effectively removed the Political Subdivision’s participation request. Furthermore, it is the sole responsibility of the Political Subdivision to ensure ODOT has received this participation agreement as well as the receipt of any request to rescind this participation agreement. The Department shall not be held responsible or liable for failure to receive a Political Subdivision’s participation agreement and/or a Political Subdivision’s request to rescind its participation agreement.

**NOW, THEREFORE**, be it ordained by the following authorized person(s) that this participation agreement for the ODOT winter road salt contract is hereby approved, funding has been authorized, and the Political Subdivision agrees to the above terms and conditions regarding participation on the ODOT winter salt contract:

	(Authorized Signature)		Approval Date
	(Authorized Signature)		Approval Date
	(Authorized Signature)		Approval Date
	(Authorized Signature)		Approval Date
	(Authorized Signature)		Approval Date

**THIS RESOLUTION MUST BE UPLOADED TO THE WINTER SALT PARTICIPATION WEBSITE  
BY NO LATER THAN WEDNESDAY, MAY 18, 2018.**

PLEASE NOTE: THE DEPARTMENT WILL NOT ACCEPT TYPED SIGNATURES. PARTICIPATION AGREEMENTS SUBMITTED WITH TYPED SIGNATURES WILL BE INVALID AND INELIGIBLE FOR APPROVAL. YOU CANNOT SUBMIT A WORD DOCUMENT VERSION OF THIS PARTICIPATION AGREEMENT. NO EXCEPTIONS.

**RESOLUTION NO. 2018-39**

**INTRODUCED BY:** Mayor Annette M. Blackwell

**MOTION FOR ADOPTION BY:**

**A RESOLUTION AUTHORIZING THE MAYOR AND CITY ENGINEER TO PREPARE AND SUBMIT AN APPLICATION TO PARTICIPATE IN THE OHIO DEPARTMENT OF NATURAL RESOURCES (ODNR) NATUREWORKS GRANT PROGRAM FOR IMPROVEMENTS TO THE LEE/LIBBY ROADS POCKET PARK AND DECLARING AN EMERGENCY.**

**WHEREAS**, the State of Ohio through the Ohio Department of Natural Resources (“ODNR”), provides financial assistance to political subdivisions for the purpose of providing public recreation through the State of Ohio NatureWorks Grant Program; and

**WHEREAS**, Council finds and determines that it would be in the best interests of the City of Maple Heights to seek and obtain financial assistance from the ODNR NatureWorks Grant Program for the purpose of funding a portion of a recreation project, *i.e.* improvements at the Lee/Libby Roads Pocket Park.

**NOW, THEREFORE, BE IT RESOLVED** by Council of the City of Maple Heights, County of Cuyahoga, State of Ohio, that:

**Section 1.** The Mayor and City Engineer are hereby authorized and directed to execute and file an application with the Ohio Department of Natural Resources (ODNR) and to provide all information and documentation required to become eligible for possible funding.

**Section 2.** The City agrees to obligate sufficient funds to satisfactorily complete the proposed project and become eligible for reimbursement under the terms of the NatureWorks Grant Program.

**Section 3.** It is found and determined that all formal actions of this Council concerning and relating to the adoption of this Resolution were adopted in an open meeting on the date indicated below, and that all deliberations of this Council and of any its Committees that resulted in such formal action, were in meetings open to the public in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

**Section 4.** This Resolution constitutes an emergency measure necessary for the health, safety and general welfare of the residents of the City, and for the further reason that it is necessary to make, execute and file the application with the Ohio Department of Natural Resources (ODNR) on or before June 1, 2018, and provided it receives the affirmative vote of two-thirds (2/3) of the members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor, otherwise it shall take effect and be in force from and after the earliest period allowed by law.

PASSED: \_\_\_\_\_, 2018

\_\_\_\_\_  
Ron Jackson, Council President

\_\_\_\_\_  
Annette M. Blackwell, Mayor

Resolution No. 2018-39  
Page Two

Approved as to legal form:

\_\_\_\_\_  
Frank Consolo, Director of Law

ATTEST: \_\_\_\_\_  
Leonette F. Cicirella, Clerk of Council

I, Leonette F. Cicirella, Clerk of Council of the City of Maple Heights, County of Cuyahoga =,  
State of Ohio, do hereby certify the above to be a true and exact copy of the original as contained in the  
records of my office and that the same has been and will remain duly posted as required by law.

Date: \_\_\_\_\_

\_\_\_\_\_  
Leonette F. Cicirella, Clerk of Council